



Eric Gonzalez
District Attorney

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KINGS COUNTY**

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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: **[INSERT CASE NAME]**
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: FERNANDO GARCIA

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION AGAINST MOS GARCIA ARISING OUT OF AN INCIDENT ON 06/15/2012:

ALLEGATION:

1. DEPARTMENT RULES VIOLATION - TRAFFIC VIOLATIONS BUREAU NON-APPEARANCE

CASE STATUS: CLOSED ON 08/08/2012

PENALTY: SCHEDULE B COMMAND DISCIPLINE

Disclosure # 2:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION AGAINST MOS GARCIA ARISING OUT OF AN INCIDENT ON 09/15/2012:

ALLEGATION:

1. DEPARTMENT RULES VIOLATION – COURT NON-APPEARANCE

CASE STATUS: CLOSED ON 10/23/2012

PENALTY: SCHEDULE B COMMAND DISCIPLINE

Disclosure # 3:

MOS GARCIA PLED GUILTY TO THE FOLLOWING CHARGES AND SPECIFICATIONS STEMMING FROM INCIDENTS WHEN MOS GARCIA WAS OFF-DUTY IN QUEENS COUNTY, NEW YORK:

ALLEGATIONS:

1. MOS GARCIA, ON OR ABOUT AUGUST 28, 2016 AND DECEMBER 8, 2017, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID MOS GARCIA ENGAGED IN A PHYSICAL ALTERCATION WITH [REDACTED]
2. MOS GARCIA, ON OR ABOUT DECEMBER 6, 2016, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID MOS GARCIA, WHILE ENGAGED IN A VERBAL DISPUTE WITH [REDACTED], SHATTERED THE WIND SHIELD GLASS OF THE VEHICLE SHE WAS OCCUPYING, CAUSING HER ALARM FOR HER PHYSICAL SAFETY.
3. MOS GARCIA, ON OR ABOUT FEBRUARY 6, 2018, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID MOS GARCIA ENGAGED IN A

VERBAL DISPUTE OVER THE TELEPHONE WITH [REDACTED], IN WHICH HE STATED HE WOULD KILL HER AND [REDACTED] AND THREATENED TO BREAK HER FACE, CAUSING HER ALARM FOR HER PHYSICAL SAFETY.
CASE STATUS: CLOSED

ACTION TAKEN: MOS GARCIA MUST COMPLY WITH AND COMPLETE ANY AND ALL COUNSELING AS DETERMINED BY THE DEPARTMENT; ONE (1) YEAR DISMISSAL PROBATION; PRE-TRIAL SUSPENSION WITHOUT PAY OF THIRTY-THREE (33) DAYS.

Disclosure # 4 (PENDING):

THE FOLLOWING ALLEGATION IS PENDING AGAINST MOS GARCIA ARISING OUT OF AN INCIDENT ON 01/28/2021:

[REDACTED]
[REDACTED]
[REDACTED]

Disclosure # 5:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT:

1. DASEAN BUSSEY AND IRA THOMAS, V. CITY OF NEW YORK, ET AL, 13-CV-2684, FILED IN THE EASTERN DISTRICT OF NEW YORK.

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH FEBRUARY 2, 2021, THE PEOPLE ARE UNAWARE OF ANY PENDING AND OR SUBSTANTIATED CCRB ALLEGATIONS AGAINST THIS OFFICER.

Eric Gonzalez
District Attorney
Kings County